

HOUSE JUDICIARY JUDICIAL ADMINISTRATION SUBCOMMITTEE

AMENDMENT NO. \_\_\_\_\_

\_\_\_\_\_  
Signature of Sponsor

AMEND Senate Bill No. 3210\*

House Bill No. 3218

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-35-302, is amended by adding the following new subsection:

(g)(1) Before being allowed to supervise misdemeanor probationers as provided in subsection (f), an entity shall first enter into a contract with the presiding judge or judges. The county or municipal chief executive shall be notified in writing prior to the execution of such an agreement or contract.

(2) The following minimum education standards shall be required for certain employees of an entity established for the purpose of supervising misdemeanor probationers:

(A) The chief executive officer of an entity offering probation supervision shall have at least four (4) years of administrative experience and/or shall have a bachelor's degree from an accredited university in any of the following fields: criminal justice, administration, social work, or the behavioral sciences.

(B) An employee responsible for providing probation supervision and employed by an entity shall have had at least four (4) years of experience in a criminal justice or social services agency providing counseling services or shall have a bachelor's degree and/or associates degree from an accredited college or university in any of the following fields: criminal justice, administration, social work, or the behavioral sciences.

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(3) An entity seeking to provide misdemeanor probation supervisory services shall, as a condition of entering into a contract or agreement, obtain a policy of general liability insurance in a sufficient amount to cover any claims or damages arising from the negligence or misconduct of officials or employees of such entity which may arise in the course of their duties. Such policy shall provide coverage in an amount not less than one million dollars (\$1,000,000) per occurrence. The provisions of this subpart shall not apply to an entity that is covered by the provisions of the Tennessee Governmental Tort Liability Act, codified in Tennessee Code Annotated, Title 29, Chapter 20.

(4) A contract between a local governmental entity and an entity providing misdemeanor probation supervisory services shall be reviewed at least once annually by an official or agency of the contracting local governmental entity.

(5) A person employed on the effective date of this act by an entity established for the purpose of supervising misdemeanor probationers shall have four (4) years from such date to comply with the minimum education requirements established by this section.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.